

In re Application of:

Christopher P. Carson

Application No. 10/084,012

Group Art Unit: 2876

Filing Date: February 27, 2002

Examiner:

For: TOTAL KNEE ARTHROPLASTY
SYSTEMS, AND PROCESSES

Attorney Docket No. 50642/270981

Date: March 10, 2004

Commissioner for Patents

P. O. Box 1450

Alexandria, Virginia 22313-1450

03/15/2004 HVUONG1 00000126 10084012

37 C.F.R. §1.48(a)

01 FC:1460

130.00 OP

Dear Sir:

Pursuant to 37 C.F.R. §1.48(a), Applicants request that CHRISTOPHER M. LYONS be added as co-inventor to the above-identified patent application. Enclosed are the following

1. Declaration for Patent Application executed by Christopher P. CARSON and Christopher M. LYONS;
2. Correction of Inventorship Declaration of Christopher M. LYONS;
3. Consent of Assignee to Correct Named Inventors; and
4. Fee of \$130.00 for Correction of Inventorship.

Applicant respectfully requests that Christopher M. LYONS be added to the above-identified patent application as co-inventor and that a replacement Filing Receipt be issued in due course.



U.S. Serial No. 10/084,012
Filed: February 27, 2002
REQUEST FOR ADD INVENTORS

Respectfully requested,

A handwritten signature in black ink, appearing to read "Michael A. Bertelson".

Michael A. Bertelson
Reg. No. 54,713

KILPATRICK STOCKTON LLP
Suite 2800
1100 Peachtree Street
Atlanta, Georgia 30309-4530
404.815.6291 (phone)
404.815.6555 (fax)

Attorney Docket No. 50642/270981**DECLARATION FOR PATENT APPLICATION**☐ Original☒ Supplemental☐ Substitute☐ PCT

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below), or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TOTAL KNEE ARTHROPLASTY SYSTEMS AND PROCESSES

(Title of the Invention)

the specification of which (check one)

☐ is attached hereto☒ was filed on February 27, 2002 as U.S. Serial No. 10/084,012

and was amended _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 (a) - (d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified, by checking the box below, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Applications			Priority Claimed		Copy Attached	
Application Number	Country	Foreign Filing Date (MM/DD/YYYY)	YES	NO	YES	NO

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below and claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT international application(s) designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Parent Application Number	Filing Date	Status (Mark Appropriate Column Below)		
		Patented	Pending	Abandoned
60/271,818	02/27/2001		x	
60/355,899	02/21/2002		x	

As a named inventor, I hereby revoke all prior powers and appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Attorney	Registration No.
Joel R. Petrow	30,886
William B. Clemmons, Jr.	32,558

Attorney	Registration No.
George K. Stacey	35,688

FIRM NAME: KILPATRICK STOCKTON LLP, 1100 Peachtree Street, Suite 2800,
 Atlanta, Georgia 30309-4530

CUSTOMER NO.
30559

Attorney and/or Agent	Registration No.
Roger T. Frost	22,176
Anthony B. Askew	24,154
John M. Harrington	25,592
Robert E. Richards	29,105
John S. Pratt	29,476
James L. Ewing, IV	30,630
Stephen M. Schaetzel	31,418
James Dean Johnson	31,771
Charles W. Calkins	31,814
Larry A. Roberts	31,871
Jamie L. Greene	32,467
George T. Marcou	33,014
Dean W. Russell	33,452
Charles T. Simmons	35,359
Eleanor M. Musick	35,623
Bruce D. Gray	35,799
Mitchell G. Stockwell	39,389
Jeffery B. Arnold	39,540
Brenda Ozaki Holmes	40,339
Michael J. Turton	40,852
Yoncha L. Kundupoglu	41,130
J. Steven Gardner	41,772
Thomas A. Corrado	42,439
John K. McDonald	42,860
Sima Singadia Kulkarni	43,732
Camilla Camp Williams	43,992
Christopher J. Chan	44,070

Attorney and/or Agent	Registration No.
John William Ball, Jr.	44,433
Dawn-Marie Bey	44,442
Tiep H. Nguyen	44,465
Michael J. Dimino	44,657
Lisa C. Pavento	44,669
Kristin L. Johnson	44,807
J. Jason Link	44,874
Goran P. Stojkovich	45,841
Vaibhav P. Kadaba	45,865
J. Michael Boggs	46,563
Tywanda L. Harris	46,758
Cynthia B. Rothschild	47,040
John C. Alemanni	47,384
Geoffrey K. Gavin	47,591
Janina Malone	47,768
Aleta A. Mills	47,794
Eric Sophir	48,499
Todd W. Galinski	51,713
William K. McGreevey	52,012
Elena S. Polovnikova	52,130
Samuel B. Rollins	52,180
David E. Wigley	52,362
Catherine E. Fienning	54,095
J. Clinton Wimbish	54,545
Bret T. Winterle	54,546
Michael A. Bertelson	54,713

I acknowledge the above-listed attorneys and agents and their firm Kilpatrick Stockton LLP represent my employer (if I am an employee and this application has been or will be assigned to my employer) or the entity with which I have contracted (if I am an independent contractor and this application has been or will be assigned to such entity) and in such cases do not represent me individually. I further acknowledge I have not established, nor will I seek to establish, any personal attorney/client relationship with Kilpatrick Stockton LLP in connection with this application and understand that, should I require legal representation, I will obtain such, at my expense, other than through Kilpatrick Stockton LLP.

Send Correspondence to: Chief Patent Counsel
Smith & Nephew, Inc.
1450 Brooks Road
Memphis, TN 38116

CUSTOMER NO.
30559

Direct telephone calls to: Michael A. Bertelson (404) 815-6500

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Christopher Patrick CARSON
Inventor's signature *Chris Carson* Date 23 Dec 2003
Residence 251 Grand Steeple Drive, Collierville, TN 38017
Citizenship U.S.
Post Office Address Same as above

Full name of second inventor Christopher M. LYONS
Inventor's signature *Christopher M Lyons* Date 5/4/04
Residence 3683 Edgewood Blvd., Hernando, Mississippi 38632
Citizenship U.S.
Post Office Address Same as above



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Christopher P. Carson

Application No. 10/084,012

Filing Date: February 27, 2002

For: TOTAL KNEE ARTHROPLASTY
SYSTEMS AND PROCESSES

Group Art Unit: 2876

Examiner:

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

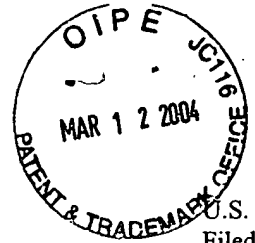
Attorney Docket No. 50642/270981
Date:

INVENTORSHIP DECLARATION

Dear Sir:

I, Christopher M. LYONS, declare as follows:

1. I have reviewed the specification and claims of the application and have determined that I am a co-inventor of the above-identified patent application as filed on February 27, 2002.
2. The omission of naming me as co-inventor was inadvertent and without deceptive intent.
3. I have executed a declaration for inventorship, a copy of which is attached. This declaration for inventorship is also signed by named co-inventor Christopher P. CARSON.
4. The omission of me as named co-inventor was discovered upon review of the invention disclosure document in conjunction with a review of the application as filed.




U.S. Serial No. 10/084,012
Filed: February 27, 2002
Inventorship Declaration

The undersigned Declarant further declares that all statements made hereon of my own knowledge are true and that all statements made on information and belief are believed to be true and further that the statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 The United States Code and that such willful false statements jeopardize the validity of the application or any patent issuing thereon.

Date:

3/4/04


Christopher M. LYONS



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Christopher P. Carson)
)
Application No. 10/084,012) Group Art Unit: 2876
)
Filing Date: February 27, 2002) Examiner:
)
For: TOTAL KNEE ARTHROPLASTY)
SYSTEMS AND PROCESSES)

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Attorney Docket No. 50642/277554
Date:

CONSENT OF ASSIGNEE TO CORRECT NAMED INVENTORS

Dear Sir:

The undersigned, as authorized representative of SMITH & NEPHEW, INC., certifies that SMITH & NEPHEW, INC. is the sole assignee in the above-identified patent application pursuant to assignments from the inventor to Smith & Nephew, Inc. recorded in the U.S. Patent and Trademark Office on June 3, 2002, at Reel 012944, Frame 0288. The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of the undersigned's knowledge and belief, title is in SMITH & NEPHEW, INC.

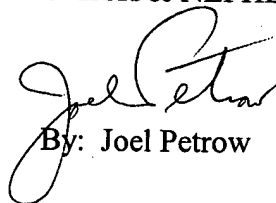
The undersigned consents to the correction of inventorship to add Christopher M. LYONS as co-inventor.



U.S. Serial No. 10/084,012
Filed: February 27, 2002
Consent of Assignee

The undersigned is empowered to act on behalf of the Assignee.

SMITH & NEPHEW, INC.



By: Joel Petrow

Title: Assistant Secretary

Date: 4 Mar 2004